

1 LATHAM & WATKINS LLP
2 Perry J. Viscounty (Bar No. 132143)
3 *perry.viscounty@lw.com*
4 140 Scott Drive
5 Menlo Park, CA 94025
6 (650) 328-4600 / (650) 463-2600 Fax

5 LATHAM & WATKINS LLP
6 Jennifer L. Barry (Bar No. 228066)
7 *jennifer.barry@lw.com*
8 12670 High Bluff Drive
9 San Diego, CA 92130
10 (858) 523-5400 / (858) 523-5450 Fax

11 Attorneys for Plaintiff
12 craigslist, Inc.

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 CRAIGSLIST, INC., a Delaware corporation,
17 Plaintiff,
18 v.

19 3TAPS, INC., a Delaware corporation;
20 PADMAPPER, INC., a Delaware
21 corporation; DISCOVER HOME
22 NETWORK, INC., a Delaware corporation
23 d/b/a LOVELY; HARD YAKA, INC., a
24 Delaware corporation; BRIAN R. NIESSEN,
25 an individual; ROBERT G. KIDD, an
26 individual; and Does 1 through 25, inclusive,
27 Defendants.

CASE NO. CV 12-03816 CRB

Assigned to Hon. Charles Breyer

**STIPULATION AND ORDER MODIFYING
HEARING DATE CONCERNING
PADMAPPER'S MOTION FOR SUMMARY
JUDGMENT AND RELATED
SUPPLEMENTAL BRIEFING**

1 Plaintiff craigslist, Inc. (“craigslist”) on the one hand, and Defendants PadMapper, Inc.
 2 (“PadMapper”), 3taps, Inc., Hard Yaka, Inc., and Robert G. Kidd (collectively, the “Remaining
 3 Defendants”), on the other hand, hereby consent and stipulate as follows:

4 WHEREAS, on January 16, 2015, the Court issued an Order Re Motion for Summary
 5 Judgment Discovery and Briefing Schedule (Dkt. No. 169, the “January 16 Order”);

6 WHEREAS, the January 16 Order set a deadline of June 12, 2015 for PadMapper’s
 7 supplemental brief;

8 WHEREAS, the January 16 Order set a deadline of June 24, 2015 for craigslist’s
 9 supplemental opposition brief;

10 WHEREAS, the January 16 Order set a deadline of June 29, 2015 for PadMapper’s
 11 supplemental reply;

12 WHEREAS, the January 16 Order set a hearing date concerning PadMapper’s Motion for
 13 Summary Judgment for July 10, 2015 at 10:00 AM in Courtroom 6, 17th Floor, San Francisco,
 14 California (the “PadMapper MSJ Hearing”);

15 WHEREAS, the Settlement Conference previously scheduled for May 28, 2015, has been
 16 rescheduled by Magistrate Judge Spero to take place on June 18, 2015;

17 WHEREAS, the parties are continuing to engage in comprehensive settlement
 18 discussions and wish to continue prioritizing their efforts and resources on preparing for a
 19 productive Settlement Conference with Magistrate Judge Spero;

20 WHEREAS, the parties have met and conferred regarding the parties’ experts’
 21 availability for depositions;

22 WHEREAS, no trial date has been set.

23 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between
 24 craigslist and the Remaining Defendants, as follows:

25 The deadline for PadMapper’s supplemental brief should be moved to **June 19, 2015**;

26 The deadline for craigslist’s supplemental response should be moved to **July 2, 2015**;

27 The deadline for PadMapper’s supplemental reply should be moved to **July 10, 2015**;

The PadMapper MSJ Hearing should be moved to **July 24, 2015**, or to a date more amenable to the Court on or around that date.

TABLE 1

**PROPOSED MODIFIED SCHEDULE FOR EXPERT DISCOVERY AND
DISPOSITIVE MOTIONS**

	<u>Prior Deadline</u>	<u>Proposed Modified Deadline</u>
PadMapper's Supplemental Brief	June 12, 2015	June 19, 2015
craigslist's Supplemental Opposition	June 24, 2015	July 2, 2015
PadMapper's Supplemental Reply	June 29, 2015	July 10, 2015
PadMapper MSJ Hearing	July 10, 2015 (10:00 AM)	July 24, 2015 (10:00 AM)

DATED: June 12, 2015

LATHAM & WATKINS LLP

By: /s/ Perry J. Viscounty
Perry J. Viscounty
Attorneys for Plaintiff craigslist, Inc.

DATED: June 12, 2015

SKADDEN, ARPS, SLATE, MEAGHER & FLOM,
LLP

By: /s/ Jack P. Di Canio
Jack P. DiCanio
Attorneys for Defendants 3taps, Inc., Hard Yaka, Inc.,
and Robert G. Kidd

1 DATED: June 12, 2015

FOCAL PLLC

2

3

By: /s/ Venkat Balasubramani

4

Venkat Balasubramani

5

Attorneys for Defendant PadMapper, Inc.

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

SIGNATURE ATTESTATION

I, Perry J. Viscounty, hereby attest, pursuant to N.D. Cal. Local Rule 5-1(i)(3), that the concurrence to the filing of this document has been obtained from each signatory hereto.

DATED: June 12, 2015

LATHAM & WATKINS LLP

By: /s/ Perry J. Viscounty
Perry J. Viscounty
Attorneys for Plaintiff craigslist, Inc.

ORDER

PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, IT IS SO ORDERED:

The deadline for PadMapper's supplemental brief is moved to **June 19, 2015**;

The deadline for craigslist's supplemental response is moved to **July 2, 2015**;

The deadline for PadMapper's supplemental reply is moved to **July 10, 2015**;

The PadMapper MSJ Hearing is moved to **July 24, 2015** at 10:00 AM.

June 12, 2015



Hon. Charles R. Breyer
UNITED STATES
DISTRICT JUDGE